



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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MAY -1 2003

Paper No. 25

In re Application of
Luis J. Rodriguez
Application No. 09/978,215
Filed: October 15, 2001
For: Self Sealing Letter Sheets

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: DECISION ON PETITION
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This is a decision on the petition filed on January 9, 2003 by which petitioner requests variety of supervisory actions set forth on pages 11 and 12 of petition.

The petition is dismissed as being untimely.

A review of the petition, and of the record, shows that this petition also contains a petition for relief pursuant to 37 CFR 1.183 whereby waiver of the provisions of 37 CFR 1.181(f) that require the filing of a petition within two months of the action or notice from which relief is requested. It is further noted that in a decision dated April 2, 2003, that petition was dismissed. See paper No. 23.

Inasmuch as the timeliness provisions of 37 CFR 1.181(f) have not been waived, and inasmuch as petitioner recognizes that the instant petition was not timely filed, there is no basis for treating the petition on its merits.

Petitioner may file a renewed petition, without additional fee, provided that the renewed petition is filed within two months of the date of this decision. See 37 CFR 1.181(f). It is noted that an appeal brief was timely filed on March 7, 2003, so that the application is ripe for consideration of the appeal brief by the Primary Examiner. The application is being returned to the Supervisory Patent Examiner in Art Unit 3727 for appropriate action. Petitioner is advised that Primary Examiner Stephen P. Garbe has been promoted to a Quality Review position, and a examiner will be assigned to this application.

PETITION DISMISSED.

E. Rollins-Cross, Director, Patent
Examining Groups 3710 and 3720

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